

Instrument prepared by:

**VIRGINIA GAS AND OIL BOARD**

Order recorded under:

**CODE OF VIRGINIA****§ 45.1-361.26****VIRGINIA:****BEFORE THE GAS AND OIL BOARD****APPLICANTS:**CNX Gas Company on behalf of Torch Oil  
& Gas Company and Jane Hale.**DOCKET NO.****00-1017-0831-02**

Tax Map Identification Numbers For All Parcels Affected By This Order Are Shown On Exhibit A1

**RELIEF SOUGHT:**

Issuance: A Supplemental Order for Disbursement of Escrowed Funds  
Action: Amending Prior Orders Affecting Drilling Unit FF-25, Tract 1C  
(Referenced herein as "the Subject Drilling Unit")  
Location: Buchanan and Russell County, Virginia

**Action Details:**

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit FF-25 by Tract Sub-accounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

**REPORT OF THE BOARD****FINDINGS AND ORDER**

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on August 17, 2010 at the Conference Center, Russell County Office Building, Highland Drive, Lebanon, Virginia.
2. **Appearances:** Mark Swartz for the Unit Operator; and Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract sub-accounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it does not have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it does not have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, the Board does have jurisdiction and authority to disburse funds from the Escrow Account provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein.

#### 4. Prior Proceedings:

- 4.1. On October 17, 2000, the Board executed its order pooling interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code SS 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on December 20, 2000, in Deed Book 0517 at Page 115 to 129. The Supplemental was filed with the Clerk of The Circuit Court of Buchanan County on July 12, 2001 in Deed Book 0526 at Page 0818 to 0830 (hereafter all orders are collectively referred to as the "Pooling Orders").

4.1.1 The Board recorded a Revised Supplemental Order with the Clerk of the Circuit Court of Buchanan County on July 3, 2003, Deed Book 0572 page 0548 to 0559, Instrument #030002442. The designated operator has filed the revised Supplemental Affidavit dated June 16, 2003 disclosing that Hugh MacRae Land Trust / Torch Oil and Gas Company and EE & E Fletcher Enterprises, Inc. have entered into a royalty split agreement and a revised escrow account is reflective of current circumstances.

4.1.2. On November 16, 2004, the Board heard and approved an Amended Supplemental Order for Unit FF-25 with the calculation of funds and disbursement under a split agreement between Hugh MacRae Land Trust / Torch Oil and Gas Company and EE & E Fletcher, Inc. The Disbursement Order was recorded with the Circuit Court of Buchanan County on March 13, 2006, Deed Book 649, page 0138 to 0152; Instrument # 06-0000776.

- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code S 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, the coal estate ownership interests of Hugh MacRae Land Trust / Torch Operating Company and the gas ownership interests of Jane Hale in the Subject Drilling Unit were in conflict and became subject to the escrow requirements of the Pooling Order.
- 4.3 The Unit Operator's Miscellaneous Petition regarding Tract 1C, a copy of which is attached hereto and made a part hereof, states under oath that Hugh MacRae Land Trust / Torch Oil and Gas Company and the gas ownership interests of Jane Hale have entered into a split agreement with regard to Tract 1C. That by the terms of the agreement and escrow regarding these individual conflicting claims detailed herein escrowing with the Virginia Gas and Oil Board is no longer required.
- 4.4 The Unit Operator gave notice to the applicants that the Board would consider its disbursement authorization at its hearing on August 17, 2010 to consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to Tract 1C as identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to Tract 1C and the interests of Applicants identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because there are other parties in the Unit under this order subject to continued payments in the escrow.
- 4.5 The Unit Operator filed the attached accounting for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

#### 5. Findings:

##### 5.1. Va. Code 45.1-361.22.5 provides:

*The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.*

5.2 Applicant has certified and represented to the Board that:

(1) Hugh MacRae Land Trust / Torch Operating Company and Jane Hale are the owners of the coal estate and gas estate, respectively, underlying Tract 1C of the Subject Drilling Unit;

(2) Net interests attributable and to be disbursed to Applicants are shown in Table 1.

VGOB Approved Disbursement  
VGOB-00-1017-0831-02

Table 1

			As Given				
			Acreage Fraction	Acreage Interest	Split Agreement	Acres	% of Escrowed Funds
		Tract 1C					
Item	Tract	Disbursement Table					
						36.58	
	1C	Tract 1C		19.9800			
1	1C	Hugh MacRae Land Trust and Torch Production	1	19.9800	50.0%	9.99	27.3100%
2	1C	Arnold S. Hale, et ux ( Jane Hale / 1017 Runaway Lane / Oakwood, VA 24631)	1	19.9800	50.0%	9.99	27.3100%

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of those applicants indicated in Table 1 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for the Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

#### 6. Conclusion:

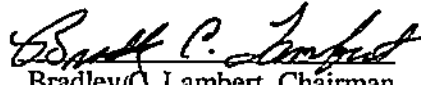
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

#### 7. Appeals:

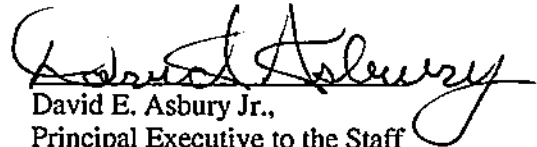
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

8. **Effective Date:** This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 9 day of Sept, 2010, by a majority of the Virginia Gas and Oil Board.

  
Bradley C. Lambert, Chairman

DONE AND PERFORMED this 9 day of Sept, 2010, by an Order of this Board.


  
David E. Asbury Jr.,  
Principal Executive to the Staff  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA )  
COUNTY OF RUSSELL )

Acknowledged on this 9<sup>th</sup> day of September, 2010, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

My commission expires: 09/30/13



  
Diane J. Davis  
Notary Public #174394

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 00-1017-0831-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM  
ESCROW REGARDING TRACT(S) IC  
(2) AND AUTHORIZATION FOR DIRECT  
PAYMENT OF ROYALTIES

HEARING DATE: August 17, 2010

DRILLING UNIT: FF25

A

JUL 2010  
DMME  
Lebanon Office

BUCHANAN &amp; RUSSELL COUNTIES, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd., Bluefield, West Virginia 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, SWARTZ LAW OFFICES, PLLC., 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808.

2. Relief sought: (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tract(s) IC as depicted upon the annexed Exhibit A; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Torch Oil & Gas Company and Jane Hale.

3. Legal Authority: Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of well(s): Coalbed methane.

5. Factual basis for relief requested: Torch Oil & Gas Company and Jane Hale have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit A, further, specifies how said royalties are to be divided and paid.

6. Attestation: The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

CNX GAS COMPANY LLC  
BY ITS PROFESSIONAL MANAGER  
CNX GAS COMPANY LLC, PETITIONER

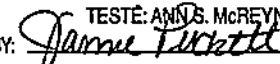
By: 

Anita D. Duty  
Pooling Supervisor  
CNX Land Resources Inc.  
2481 John Nash Blvd.  
Bluefield, West Virginia 24701

1002249

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, Sept 20, 2010. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:26 o'clock P.M., after payment of \$        tax imposed by Sec. 58.1-802.

Original returned this date to: VA Gas & Oil

TESTE: ANN S. McREYNOLDS, CLERK  
BY:  D. CLERK

N 308,898.47  
E 988,297.95N 308,827.01  
E 990,153.31

1A

2

1B

3B

Q  
CBM-PPG-FF25

1C

3A

N 306,813.96  
E 988,221.12N 306,742.51  
E 990,086.51

EXHIBIT A  
OAKWOOD FIELD UNIT FF-25  
FORCE POOLING  
VGOB-00-1017-0331

Company Pocahontas Gas Partnership Well Name and Number UNIT FF25  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Keen Mountain  
 County Buchanan/Russell District Hurricane/New Garden Scale: 1" = 400' Date 7/12/00  
 This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-GD-7  
Rev. 9/91

Charles D. Morgan  
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal.)

6e

## POCAHONTAS GAS PARTNERSHIP

Unit FF-25

## Tract Identifications

- 1A. Hugh MacRae Land Trust - TR 9 - Coal  
Consolidation Coal Company - Below Tiller coal Leased  
Permac, Inc. - Tiller and above coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Ellen Fletcher, et al - Oil & Gas  
Floyd Blankenship Jr. - Surface  
38.88 acres                      43.52401%
  
- 1B. Hugh MacRae Land Trust - TR 9 - Coal  
Consolidation Coal Company - Below Tiller coal Leased  
Permac, Inc. - Tiller and above coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Jeffery Hale, et al - Surface, Oil & Gas  
0.47 acres                      0.52614%
  
- 1C. Hugh MacRae Land Trust - TR 9 - Coal  
Consolidation Coal Company - Below Tiller coal Leased  
Permac, Inc. - Tiller and above coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Arnold S. Hale - Surface, Oil & Gas  
19.98 acres                      22.36651%
  
- 2. Hugh MacRae Land Trust - TR 14 - Coal  
Consolidation Coal Company - Below Tiller coal Leased  
Permac, Inc. - Tiller and above coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Myrtle Hale, et al - Surface, Oil & Gas  
11.27 acres                      12.61614%
  
- 3. Buckhorn Coal Mining - Tr. 7 - Coal, Oil & Gas  
Consolidation Coal Company - Below Tiller coal Leased  
Permac, Inc. - Tiller and above coal Leased  
Pocahontas Gas Partnership - CBM Leased  
18.73 acres                      20.96720%
  
- 3A. Buckhorn Coal Mining - Tr. 7 - Surface
- 3B. Myrtle Hale, et al - Surface

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Exhibit E  
Unit FF-25  
Docket #VGOB-00-1017-0831-02  
List of Conflicting Owners/Claimants that require escrow

BOOK - 725 PAGE 0596

Tract #1A - 38.88 acres

COAL OWNERSHIP

(1)	Hugh Macrae Land Trust, Tr. 9 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	4.86 acres 1/8 of 38.88 acres	5.4405%
(2)	Torch Oil & Gas Company (CBM Royalty Owner - Coal Only) c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030		

OIL & GAS OWNERSHIP

(2)	Laura Hale Boyd Heirs, Devisees, Successors or Assigns, et al. (1/8 Int.)	4.86 acres 1/8 of 38.88 acres	5.4405%
(a)	Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns		
(a.1)	Velva Marie Charles Rt.5 Box 543 Grundy, VA 24614	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.2)	Opal Mattie Hunt 263 Donna Avenue Morgantown, WV 26505	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.3)	Pauline Baldwin 5773 Governors Pond Circle Alexandria, VA 22310	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.4)	Leah Mae Mullins Rt.4 Box 123A Grundy, VA 24614	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.5)	Beulah Diane Boyd Rt.2 Box 453 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.6)	Laura Virginia Manier Rt.2 Box 54 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.7)	Henry Nathan Baldwin, Jr. Rt.2 Box 453 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.8)	Judy Elizabeth Hagy Rt.2 Box 448 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.9)	Gary Raymond Baldwin 48 Amsterdam Road Daleville, VA 24083-2921	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.10)	Bradley Dean Baldwin Rt.2 Box 453 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.11)	James Curtis Baldwin 1261 Baldwin Rd. Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.12)	Samuel Marcus Baldwin, II P.O. Box 994 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%

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Exhibit E  
Unit FF-25  
Docket #VGOB-00-1017-0831-02  
List of Conflicting Owners/Claimants that require escrow

BOOK - 725 PAGE 0507

	Net Acres in Unit	Interest In Unit
(a.13) Brandon Scott Baldwin P.O. Box 994 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(a.14) Samantha Leah Baldwin P.O. Box 994 Vansant, VA 24656	0.0316 acres 1/154 of 4.86 acres	0.0353%
(b) Lizzie Trula Greenwood 4518 Maple Grove Road Hampstead, MD 21074	0.4418 acres 1/11 of 4.86 acres	0.4946%
(c) Ada Nell Stiltner Heirs, Devisees, Successors or Assigns		
(c.1) Patricia G. Rice Rt.1 Box 425 Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(c.2) Teresa Church P.O. Box 473 Davenport, VA 24239	0.0736 acres 1/66 of 4.86 acres	0.0824%
(c.3) Shelia Miller 22455 Wyldwood Road Abingdon, VA 24211	0.0736 acres 1/66 of 4.86 acres	0.0824%
(c.4) Vickie Viers Rt.1 Box 425A Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(c.5) Terry Boyd Rt.1 Box 425A Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(c.6) Wayne Stiltner Rt.1 Box 425A Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(d) Marcus Boyd 863 Evins Avenue Smithville, TN 37166	0.4418 acres 1/11 of 4.86 acres	0.4946%
(e) Ireson Boyd Heirs, Devisees, Successors or Assigns		
(e.1) Hassie C. Boyd 612 Dry Creek Road Smithville, TN 37166	0.4418 acres 1/11 of 4.86 acres	0.4946%
(f) Charles Milton Boyd Heirs, Devisees, Successors or Assigns		
(f.1) Annie Boyd Heirs, Devisees, Successors or Assigns		
(f.1.1) Lester Boyd Box 182 Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(f.1.2) Helen Viola Coleman Rt.1 Box 586 Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(f.1.3) Betty Perkins Rt.1 Box 421 Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(f.1.4) Peggy Tiller Rt.2 Box 466 Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%

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Exhibit E  
Unit FF-25  
Docket #VGOB-00-1017-0831-02  
List of Conflicting Owners/Claimants that require escrow

BOOK - 725 PAGE 0598

	Net Acres in Unit	Interest in Unit
(f.1.5) Joan B. Boyd RL2 Box 461 Vansant, VA 24656	0.0736 acres 1/66 of 4.86 acres	0.0824%
(f.1.6) Barbara Evans 1685 Peach Grove Avenue Harrisonburg, VA 22801	0.0736 acres 1/66 of 4.86 acres	0.0824%
(g) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		
(g.1) Edward Cook Heirs, Devisees, Successors or Assigns		
(g.1.1) Nancy Cook, widow 33967 Wadsworth Libonia, MI 48150	0.1105 acres 1/44 of 4.86 acres	0.1236%
(g.2) Lloyd Cook RL5 Box 535 Grundy, VA 24614	0.1105 acres 1/44 of 4.86 acres	0.1236%
(g.3) Willard Cook 6227 East Owens Las Vegas, NV 89110	0.1105 acres 1/44 of 4.86 acres	0.1236%
(g.4) Ercil Cook Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.1105 acres 1/44 of 4.86 acres	0.1236%
(h) Marion Boyd, Jr. Heirs, Devisees, Successors or Assigns		
(h.1) Sandra Boyd Street P.O. Box 595 Vansant, VA 24656	0.1105 acres 1/44 of 4.86 acres	0.1236%
(h.2) Larry Ireson Boyd 612 Dry Creek Road Smithville, TN 37166	0.1105 acres 1/44 of 4.86 acres	0.1236%
(h.3) Sherry Boyd Stacy P.O. Box 396 Vansant, VA 24656	0.1105 acres 1/44 of 4.86 acres	0.1236%
(h.4) Rodney Boyd HCR Box 29H Grundy, VA 24614	0.1105 acres 1/44 of 4.86 acres	0.1236%
(i) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns		
(i.1) Marshall Boyd 4797 Hayden Crest Drive Hilliard, OH 43026	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.2) Thelma Boyd Lester HCR Box 1088 Big Rock, VA 24603	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.3) Ferrell Boyd RL2 Box 516 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.4) James H. Boyd RL1 Box 55 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.5) Anna Lou Boyd Colley RL1 Box 343 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%

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List of Conflicting Owners/Claimants that require escrow

	Net Acres In Unit	Interest In Unit
(i.6) Estil Boyd Heirs, Devisees, Successors or Assigns		
(i.6.1) Katherine Boyd P.O. Box 6883 Statesville, NC 28687	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.7) Charles Boyd Rt.1 Box 578 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.8) William P. Boyd Rt.2 Box 464 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.9) David G. Boyd Box 54 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.10) Steve Boyd Rt.1 Box 415 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.11) Robert G. Boyd Rt.1 Box 416 Vansant, VA 24656	0.0368 acres 1/132 of 4.86 acres	0.0412%
(i.12) Carlie B. Clevinger Heirs, Devisees, Successors or Assigns		
(i.12.1) Donald Clevinger Rt.1 Box 422C Vansant, VA 24656	0.0184 acres 1/264 of 4.86 acres	0.0206%
(i.12.2) Franklin Clevinger Rt.1 Box 503A Vansant, VA 24656	0.0184 acres 1/264 of 4.86 acres	0.0206%
(3) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.8836 acres 2/11 of 4.86 acres	0.9892%

Tract #1B - 0.47 acresCOAL OWNERSHIP

(1) Hugh Macrae Land Trust, Tr. 9 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.47 acres	0.5261%
(2) Torch Oil & Gas Company (CBM Royalty Owner - Coal Only) c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030		

OIL & GAS OWNERSHIP

(1) Carlos Hale Heirs, Devisees, Successors or Assigns	0.47 acres	0.5261%
(a) Lorene Hale P.O. Box 878 Oakwood, VA 24631	0.157 1/3 of 0.47 acres	0.1754%
(b) Pamela J. Keene 3707 Garden Creek Road Rowe, VA 24646	0.104 2/9 of 0.47 acres	0.1169%

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List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
(c) Jamie Hale Rt.2 Box 468 Haysi, VA 24256	0.104 2/9 of 0.47 acres	0.1169%
(d) Jeffery C. Hale 1926 Zacks Fork Road Lenoir, NC 28645	0.104 2/9 of 0.47 acres	0.1169%

Tract #2 - 11.27 acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust, Tr. 9 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	11.27 acres	12.6161%
(2) Torch Oil & Gas Company (CBM Royalty Owner - Coal Only) c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030		

OIL & GAS OWNERSHIP

(1) Myrtle Hale, et al. c/o Frank Kilgore, Esquire P.O. Drawer 1210 St. Paul, VA 24283	11.27 acres	12.6161%
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